

Dear Mr. Chairman:

I refer to your letter of March 1, 1963 requesting the Department's comments on S. 920, "To amend sections 303 and 310 of the Communications Act of 1934, as amended, to provide that the Federal Communications Commission may, if it finds that the public interest, convenience, or necessity may be served, issue authorizations, but not licenses, for alien amateur radio operators to operate their amateur radio stations in the United States, its possessions, and the Commonwealth of Puerto Rico provided there is in effect a bilateral agreement between the United States and the alien's government for such operation by United States amateurs on a reciprocal basis."

The Department agrees in principle with the purposes of S. 920 and, on the assumptions that (1) the proposed bilateral agreements would be negotiated by the Department of State after appropriate coordination with other interested United States Government agencies and (2) the conditions and terms to be prescribed by the Federal Communications Commission would relate to technical operating details, the Department perceives no objection to this Bill from the standpoint of foreign relations.

The Bureau of the Budget advises that from the standpoint of the Administration's program there is no objection to the submission of this report.

Sincerely yours,

For the Secretary of State:

Frederick G. Dutton
Assistant Secretary

The Honorable
Warren G. Magnuson, Chairman,
Committee on Commerce,
United States Senate.

See State

State Department review completed

88TH CONGRESS
1ST SESSION

S. 920

IN THE SENATE OF THE UNITED STATES

FEBRUARY 28, 1963

Mr. GOLDWATER (for himself, Mr. ALLOTT, Mr. BARTLETT, Mr. BENNETT, Mr. BOGGS, Mr. CURTIS, Mr. HAYDEN, Mr. HRUSKA, Mr. LAUSCHIE, Mr. METCALF, Mr. MOSS, Mrs. NEUBERGER, Mr. RANDOLPH, Mr. SCOTT, Mr. SPARKMAN, Mr. TOWER, Mr. YARBOROUGH, Mr. MCINTYRE, Mr. DOMINICK, Mr. CLARK, Mr. HUMPHREY, Mr. FONG, and Mr. BAYH) introduced the following bill; which was read twice and referred to the Committee on Commerce

A BILL

To amend sections 303 and 310 of the Communications Act of 1934, as amended, to provide that the Federal Communications Commission may, if it finds that the public interest, convenience, or necessity may be served, issue authorizations, but not licenses, for alien amateur radio operators to operate their amateur radio stations in the United States, its possessions, and the Commonwealth of Puerto Rico provided there is in effect a bilateral agreement between the United States and the alien's government for such operation by United States amateurs on a reciprocal basis.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That clause (1) of section 303 of the Communications Act
4 of 1934 (47 U.S.C. 303) is amended—

5 (1) by inserting “(1)” immediately after “(1)”;
6 and

7 (2) by adding at the end of such clause the fol-
8 lowing: “(2) Notwithstanding section 301 of this Act
9 and part (1) of this clause, the Commission may issue
10 authorizations, under such conditions and terms as it may
11 prescribe, to permit an alien licensed by his government
12 as an amateur radio operator to operate his amateur
13 radio station licensed by his government in the United
14 States, its possessions, and the Commonwealth of Puerto
15 Rico provided there is in effect a bilateral agreement be-
16 tween the United States and the alien's government for
17 such operation on a reciprocal basis by United States
18 amateur radio operators. Other provisions of this Act
19 and of the Administrative Procedure Act shall not be
20 applicable to any request or application for or modifica-
21 tion, suspension, or cancellation of any such authoriza-
22 tion.”

23 SEC. 2. Subsection (a) of section 310 of the Communi-
24 cations Act of 1934 is amended by adding at the end thereof
25 the following: “Notwithstanding section 301 of this Act and

1 clauses (1) and (2) of this subsection, the Commission may
2 issue authorizations, under such conditions and terms as it
3 may prescribe, to permit an alien licensed by his government
4 as an amateur radio operator to operate his amateur radio
5 station licensed by his government in the United States, its
6 possessions, and the Commonwealth of Puerto Rico provided
7 there is in effect a bilateral agreement between the United
8 States and the alien's government for such operation on a re-
9 ciprocal basis by United States amateur radio operators.
10 Other provisions of this Act and of the Administrative Pro-
11 cedure Act shall not be applicable to any request or appli-
12 cation for or modification, suspension, or cancellation of any
13 such authorization."

88TH CONGRESS
1st Session

S. 920

A BILL

To amend sections 303 and 310 of the Communications Act of 1934, as amended, to provide that the Federal Communications Commission may, if it finds that the public interest, convenience, or necessity may be served, issue authorizations, but not licenses, for alien amateur radio operators to operate their amateur radio stations in the United States, its possessions, and the Commonwealth of Puerto Rico provided there is in effect a bilateral agreement between the United States and the alien's government for such operation by United States amateurs on a reciprocal basis.

By Mr. GOLDWATER, Mr. ALDOTT, Mr. BAETTLER, Mr. BENNETT, Mr. BOGGS, Mr. CLEGG, Mr. FAYALL, Mr. HENRICKS, Mr. LATTIMER, Mr. LUTCH, Mr. MCGEE, Mr. NEUBERGER, Mr. RANDOLPH, Mr. SCOTT, Mr. SPARKMAN, Mr. TOWER, Mr. YARBOROUGH, Mr. MCINTYRE, Mr. DOMINICK, Mr. CLARK, Mr. HUMPHREY, Mr. FONG, and Mr. BAYH

FEBRUARY 28, 1963

Read twice and referred to the Committee on Commerce

1 phrases (1) and (2) of this subsection, the Commission may
2 issue authorizations under such conditions and terms as it
3 may prescribe to permit an alien licensed by his government
4 as an amateur radio operator to operate his amateur radio
5 station licensed by his government in the United States, its
6 possessions, and the Commonwealth of Puerto Rico provided
7 there is in effect a bilateral agreement between the United
8 States and the alien's government for such operation on a re-

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